

Serial No.: 09/986,815
Attorney Docket: 75250-004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of) Group Art Unit: 1712
 Peter Drummond Boye White) Examiner: R. Sellers
 Serial No.: 09/986,815)
 Filed: November 13, 2001)
 For: Amine-Modified Epoxy Resin Reacted Hardener)

TERMINAL DISCLAIMER TO OBLVIA TE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313

Sir:

The owner, Varo Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would otherwise extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,346,573. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for a period of time during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal

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unesenforceable, is found invalid by a co-
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certificate, is reissued, or is in any ma-
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es for failure to pay a maintenance fee, is held
of competent jurisdiction, is statutorily disclaimed in
CFR 1.321, has all claims cancelled by a reexamination
terminated prior to the expiration of its full statutory te-
claimer.

By virtue of the Revocation at Power of Attorney filed August 27, 2003, the undersigned is
an attorney of record.

Respectfully submitted,

Proskauer Rose LLP

Dated: September 30, 2003

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